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From: John Del Vecchio

Direct Telephone: 716 848 1644

Total Pages: (including cover page) 9

Today's Date: 8/4/04

Comments: Dear Examiner Ali, Attached is the Preliminary Amendment. Please call me if there is a problem. Respectfully John Del Vecchio
42, 475

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John M. Del Vecchio

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AUGUST 4, 2004

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Paul J. Walsh

Serial No.: 10/718,838

Filed: November 21, 2003

For: Variable Constant Volume
Cooling/Heating Unit

Examiner: Mohammad Ali

Group Art Unit:

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. This is a Preliminary Amendment for the above-referenced patent application. Applicant has amended claims 5, 7, 11, 13, 14, and 15 to clarify the claim language, and eliminate instances of lack of antecedent basis.

2. Accordingly, what follows on the following page is a listing of the claims which replaces all prior versions of the claims. Words with that are underlined are being added, and words with a strike-out line through them are being deleted.